

N<sup>o</sup> 44073AMENDED  
APPLICATION FOR PERMIT

## TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

JUN 29 1981

Date of filing in State Engineer's Office.....

Returned to applicant for correction. SEP 8 1981

Corrected application filed. OCT 26 1981

Map filed. DEC 4 1981

The applicant..... City of Elko

1751 College Ave.

, of Elko

Street and No. or P.O. Box No.

City or Town

Nevada 89801

State and Zip Code No.

....., hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is underground (well No. 31)  
Name of stream, lake or other source.
2. The amount of water applied for is 5.0 second-feet  
One second-foot equals 448.83 gals. per min.  
(a) If stored in reservoir give number of acre-feet..... acre-feet
3. The water to be used for municipal (well no. 31)  
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.
4. If use is for:
  - (a) Irrigation (state number of acres to be irrigated).....
  - (b) Stockwater (state number and kinds of animals to be watered).....
  - (c) Other use (describe fully under "No. 12. Remarks").....
  - (d) Power:
    - (1) Horsepower developed.....
    - (2) Point of return of water to stream.....
5. The water is to be diverted from its source at the following point: Lot 1 (NE $\frac{1}{4}$  NE $\frac{1}{4}$ ) Section 1, T. 34 N., R. 55 E., M. D. B. & M. or at a point from which the NE corner of said Section 1  
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, bears N. 88° 43' 35" E. for a distance of 1310.60 feet.  
it should be stated.
6. Place of use Portions of Sections 2, 3, 4, 17, 20, 21, 22, 23 and all of Sections 1, 9, 10, 11, 12, 14, 15, 16, T. 34 N., R. 55 E., M. D. B. & M. all of Section 36, T. 35 N., R. 55 E., M. D. B. & M. all of Section 6, T. 34 N., R. 56 E., M. D. B. & M. all of Sections 30 and 31, T. 35 N., R. 56 E., M. D. B. & M.  
Describe by legal subdivision, if on unsurveyed land it should be so stated.
7. Use will begin about Jan. 1 and end about Dec. 31, of each year.  
Month and Day Month and Day
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Drilled well, pipeline to the place of use and pump.  
State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.

9. Estimated cost of works...\$50,000.....
10. Estimated time required to construct works.....2 years.....  
If well completed, describe works.
11. Estimated time required to complete the application to beneficial use.....2 years.....
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

.....The water from this well will be used to supply approximately 10,000 people  
.....within the City of Elko. Consumptive use will be about 73 million gallons  
.....per year.

By s/ James C. McLaury  
1751 College Ave.  
Elko, Nevada 89801

Compared sg/dh br/dcb

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The total combined duty of water under this permit and Permit 44697 shall not exceed 73.0 million gallons annually.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.0 cubic feet per second, but not to exceed 73.0 million gallons annually.

Actual construction work shall begin on or before N/A

Proof of commencement of work shall be filed before N/A

Work must be prosecuted with reasonable diligence and be completed on or before April 27, 1986

Proof of completion of work shall be filed before May 27, 1986

Application of water to beneficial use shall be made on or before April 27, 1989

Proof of the application of water to beneficial use shall be filed on or before May 27, 1989

Map in support of proof of beneficial use shall be filed on or before

Commencement of work filed..... IN TESTIMONY WHEREOF, I PETER G. MORROS  
Completion of work filed JUN 12 1986 State Engineer of Nevada, have hereunto set my hand and the seal of  
Proof of beneficial use filed FEB 12 2001 my office, this 27th day of APRIL  
Cultural map filed  
Certificate No. 15990 Issued JAN 17 2002 A.D. 1984

CORRECTED PERMIT

AMENDED  
APPLICATION FOR PERMIT

No 44073

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The applicant City of Elko  
1751 College Ave., of Elko  
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State and Zip Code No.  
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Name of stream, lake, spring, underground or other source

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One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet

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R. 55 E., M. D. B. & M. or at a point from which the NE corner of said Section  
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1 bears N. 88° 43' 35" E. for a distance of 1310.60 feet.

6. Place of use Portions of Sections 2, 3, 4, 17, 20, 21, 22, 23, and all of Sections  
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

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36, T. 35 N., R. 55 E., M. D. B. & M. all of Section 6, T. 34 N., R. 56 E.,

M. D. B. & M. all of Sections 30 and 31, T. 35 N., R. 56 E., M. D. B. & M.

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By.....s/ James C. McLaury  
1751 College Ave.  
Elko, Nevada 89801

Compared.....pm/se.....pm/se

Protested.....

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Completion of work filed..... IN TESTIMONY WHEREOF, I..... PETER G. MORROS

Proof of beneficial use filed..... State Engineer of Nevada, have hereunto set my hand and the seal of

Cultural map filed..... my office, this..... 14th day of..... July

Certificate No..... Issued.....

A.D. 89

State Engineer